

**BERKELEY UNIFIED SCHOOL DISTRICT**

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION OF BERKELEY UNIFIED SCHOOL DISTRICT DESIGNATING THE  
POSITIONS OF ASSISTANT SUPERINTENDENT, BUSINESS SERVICES AND  
EXECUTIVE DIRECTOR, FACILITIES, MAINTENANCE & OPERATIONS AS  
SENIOR MANAGEMENT POSITIONS OF THE CLASSIFIED SERVICE**

**WHEREAS**, pursuant to Section 45100.5 of the California Education Code, the governing board of a school district may adopt a resolution designating certain positions as senior management of the classified service;

**WHEREAS**, pursuant to Section 45100.5 of the California Education Code, employees whose positions are designated as senior management of the classified service shall be afforded all rights, benefits, and burdens of other classified employees, except that they shall be exempt from all provisions relating to obtaining permanent status in a senior management position;

**WHEREAS**, pursuant to Section 45108.5(a) of the California Education Code, senior management employees in the classified service means either (1) an employee in the highest position in a principal district program area, as determined by the governing board, which does not require certification qualifications, and which has district-wide responsibility for formulating policies or administering the program area; or (2) an employee who acts as the fiscal advisor to the district superintendent;

**WHEREAS**, the Berkeley Unified School District ("District") Board of Trustees ("Board") has reviewed the job descriptions for the positions of Assistant Superintendent, Business Services (A copy of the Assistant Superintendent, Business Services job description is attached as Exhibit A) and Executive Director, Facilities, Maintenance & Operations (A copy of the Executive Director, Facilities, Maintenance & Operations job description is attached as Exhibit B);

**WHEREAS**, the Board has determined that the positions of Assistant Superintendent, Business Services and Executive Director, Facilities, Maintenance & Operations meet the requirements of Education Code section 45108.5, necessary to designate these positions as a senior management positions in the classified service.

**WHEREAS**, the District hereby revokes any previous senior management position designations and limits such positions solely to the Assistant Superintendent, Business Services and Executive Director, Facilities, Maintenance & Operations.

**NOW THEREFORE, BE IT RESOLVED**, the Board approves and designates the positions of Assistant Superintendent, Business Services and Executive Director, Facilities, Maintenance & Operations as senior management positions of the classified service.

PASSED AND ADOPTED by the Board of Trustees of the Berkeley Unified School District, Alameda County, California, on this \_\_\_\_\_ day of September, 2020 at a duly noticed meeting by the following vote:

AYES: \_\_\_\_\_

NOS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

I, \_\_\_\_\_, President of the Board of Trustees hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by the Board of Trustees on the \_\_\_\_ day of September, 2020.

\_\_\_\_\_  
\_\_\_\_\_, President, Board of Trustees

#### **CERTIFICATION**

I, \_\_\_\_\_, Clerk to the Board of Trustees of the Berkeley Unified School District, certify that the foregoing Resolution was regularly introduced, passed, and adopted by the Board of Trustees at its meeting held on \_\_\_\_\_.

DATED: \_\_\_\_\_, 2020

\_\_\_\_\_  
\_\_\_\_\_  
Clerk, Board of Trustees  
Berkeley Unified School District